

REMARKS

Claims 1-12 are pending in the application. Claims 7 and 11 have been amended. Reconsideration of this application is respectfully requested.

The Office Action rejects claims 1-12 under the second paragraph of 35 U.S.C. 112 as indefinite for the reasons set forth in paragraph 3 of the Office Action. Claim 11 has been amended to depend from claim 10 to cure the antecedent issue noted by the Examiner at paragraph 3Ai of the Office Action. Claim 7 has been amended to clarify that the "validated import object " is automatically checked in. The rejections of claims 1, 7, 8, 10 and 11 noted at paragraphs 3Bii through 3Bviii of the Office Action are erroneous. The Examiner is confusing indefiniteness with breadth of the claims. Accordingly, it is submitted that the rejection of claims 7 and 11 under the second paragraph of 35 U.S.C. 112 is obviated by the amendment and that the rejection of claims 1-12 noted at paragraphs (3Bii through 3Bviii) under the second paragraph of 35 U.S.C. 112 is erroneous.

The Office Action rejects claim 7 under 35 U.S.C 103(a) as unpatentable over the publication entitled, "Version Management with CVS", by Cederqvist, hereafter Cederqvist.

This rejection is traversed. Claim 7 has been amended to recite "automatically checking-in said validated import object".

The Examiner reads the validating step on the procedure that checks if the file being imported already exists in the repository and has been locally modified so as to present a conflict and awaits a resolution of the conflict before checking in the file. The Examiner admits that Cederqvist does not disclose or teach automatically checking-in an import object. However, the Examiner contends that it would be obvious to one skilled in the art that Cederqvist's imported object

is automatically checked in since files added to the repository must be checked in and the import command does not require a separate "commit" command to check-in the imported object. This contention is not understood. The Examiner admits that Cederqvist does not teach the automatically checking-in step and does not cite any extrinsic evidence for one of ordinary skill in the art to modify Cederqvist to perform automatic check-in of a validated imported object. Therefore, Cederqvist lacks the step of "automatically checking-in said validated import object" recited in amended independent claim 7.

For the reason set forth above, it is submitted that the rejection of claim 7 under 35 U.S.C. 103(a) is obviated by the amendment and should be withdrawn.

The Office Action rejects claims 1-6 and 12 under 35 U.S.C 103(a) as unpatentable over Cederqvist in view of U.S. Patent No. 6,449,624 to Hammack et al., hereafter Hammack.

This rejection is traversed. The Examiner admits that Cederqvist does not disclose or teach "a check-in function operable on said processor to be performed automatically upon import", as recited in independent claim 1. However, the Examiner contends that it would be obvious to one skilled in the art that Cederqvist's imported object is automatically checked in since files added to the repository must be checked in and the import command does not require a separate "commit" command to check-in the imported object. This contention is not understood. The Examiner admits that Cederqvist does not teach the check-in function and does not cite any extrinsic evidence for one of ordinary skill in the art to modify Cederqvist to perform automatic check-in of a validated imported object. Therefore, Cederqvist lacks the check-in function recited in independent claim 1.

The Examiner included claim 12 in the rejection, but omitted independent claim 7 from which claim 12 depends. However, as noted above in the

discussion of claim 7, Cederqvist lacks the step of "automatically checking-in said validated import object" recited in amended independent claim 7.

Hammack, which was cited for a different reason, does not supply Cederqvist's deficiency. Therefore, claims 1-6 and 12 are unobvious over the combination of Cederqvist and Hammack.

For the reason set forth above, it is submitted that the rejection of claims 1-6 and 12 under 35 U.S.C. 103(a) is erroneous and should be withdrawn.

The Office Action rejects claims 8-10 under 35 U.S.C 103(a) as unpatentable over Cederqvist in view of the publication, entitled "RCS - A System for Version Control", by Tichy et al, hereafter Tichy.

This rejection is erroneous for the reason that Cederqvist lacks the above noted deficiency of independent claim 7, from which claims 8-10 depend. Tichy, which was cited for a different reason, does not supply Cederqvist's deficiency. Therefore, claims 8-10 are unobvious over the combination of Cederqvist and Tichy.

For the reason set forth above, it is submitted that the rejection of claims 8-10 under 35 U.S.C. 103(a) is erroneous and should be withdrawn.

The Office Action rejects claim 11 under 35 U.S.C 103(a) as unpatentable over Cederqvist in view of Tichy as applied to claim 10, and further in view of U.S. Patent Publication No. 2002/0019827 to Shiman et al., hereafter Shiman.

This rejection is erroneous for the reason that the combination of Cederqvist and Tichy lacks the above noted deficiency of independent claim 7, from which claim 11 depends. Shiman, which was cited for a different reason,

does not supply the deficiency. Therefore, claim 11 is unobvious over the combination of Cederqvist, Tichy and Shiman.

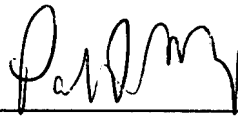
For the reason set forth above, it is submitted that the rejection of claim 11 under 35 U.S.C. 103(a) is erroneous and should be withdrawn.

The Office Action cites a number of patents that were not applied in the rejections of the claims. These patents have been reviewed, but are believed to be inapplicable to the claims.

It is respectfully requested for the reasons set forth above that the rejections under 35 U.S.C. 112, and 35 U.S.C. 103(a) be withdrawn, that claims 1-12 be allowed and that this application be passed to issue.

Respectfully Submitted,

Date: 11/27/07



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